THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10592 of 2007

Dated: 04-06-2007

Between:

Kannapuram Natraj and others.

..... PETITIONERS

AND

The District Collector, Karimnagar District, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10592 of 2007

ORDER:

The petitioners purchased small extents of land in survey No.172 under registered different sale deeds. They approached the Gram Panchayat for construction of poultry farm and obtained necessary permission on 06.07.2006. Alleging that the respondents stopped construction and are threatening to evict them, the petitioners filed instant writ petition seeking appropriate relief.

The learned counsel for the petitioners submits that before purchasing the land, the petitioners got enquired the nature of the land and the third respondent, namely, the Mandal

Revenue Officer (MRO) also issued a certificate on 01.11.1992 stating that the land in survey No.172 is not assigned land and therefore, there cannot be any objection for construction of poultry farm.

A perusal of the affidavit accompanying the writ petition would show that the petitioners filed instant writ petition on an apprehension that they will be evicted. When they already obtained permission from the Gram Panchayat by reason of the orders dated 06.07.2006, it is needless to observe that unless and until the petitioners contravene such orders, the Gram Panchayat or the revenue authorities cannot object the petitioners from constructing poultry farm. However, if the land purchased by the petitioners is a part of assigned land, it is always open to MRO to resume the land as per law.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

04th June, 2007
ghn